

Entered – 11-2-00- sb
CL 00L0681 - ALEXIS HOLMES

CLAIM OF: **EDNA HARDEN**
1052 Shasta Court
Jonesboro, Georgia 30238

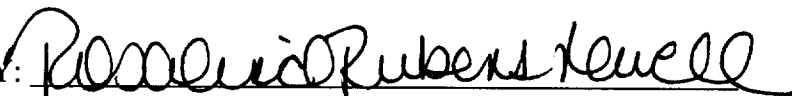
01-*R*-0400

For vehicular damages alleged to have been sustained as a result of driving over a raised manhole in the road on October 10, 2000 at Roswell Road and Lee Barnes Street.

**BY PUBLIC SAFETY AND LEGAL ADMINISTRATION
COMMITTEE:**

BE IT RESOLVED by the Council of the City of Atlanta that the action of the Department of Law be approved in authorizing payment to **EDNA HARDEN** the sum of **\$1,607.37** in full settlement and satisfaction of all claims, past, present and future, of every kind and character **for vehicular damages alleged to have been sustained as a result of driving over a raised manhole in the road on October 10, 2000 at Roswell Road and Lee Barnes Street** as is more particularly set forth in the within claim; said sum taken from and charged to account 2J01/529017/T31001, Settlement of Suits and Claims, Department of Law.

APPROVED: SUSAN PEASE LANGFORD
CITY ATTORNEY

BY: 
ROSALIND RUBENS NEWELL
DEPUTY CITY ATTORNEY

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 00L0681

Date: 2/26/01

Claimant /Victim EDNA HARDEN

BY: (Atty) _____

Address: 1052 Shasta Court Jonesboro, Georgia 30238

Subrogation: _____ Claim for Property damage \$ 1,607.37 Bodily Injury \$ _____

Date of Notice: 10/26/00 Method: Written, proper X Improper _____

Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X

Date of Occurrence 10/10/00 Place: Roswell Road & Lee Barns

Department Public Works Division: Sewer Operations

Employee involved Preston Jackson Disciplinary Action: No action taken

NATURE OF CLAIM: The claimant sustained vehicular damages when she drove her car over a manhole that was being raised in the road, and blew out a tire and bent the rim on her vehicle. The City has acknowledged that they were raising numerous manholes in that area on the date in question, and had not placed any cones around them.

INVESTIGATION:

Statements: City employee _____ Claimant X Other _____ Written _____ Oral _____

Pictures X Diagrams _____ Reports: Police _____ Dept Report X Other _____

Traffic citations issued: City Driver _____ Claimant Driver _____

Citation disposition: City Driver _____ Claimant Driver _____

BASIS OF RECOMMENDATION:

Function: Governmental _____ Ministerial X

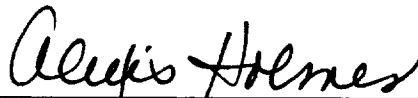
Improper Notice _____ More than Six Months _____ Other _____ Damages reasonable X

City not involved _____ Offer rejected _____ Compromise settlement _____

Repair/replacement by Ins. Co. _____ Repair/replacement by City Forces _____

Claimant Negligent _____ City Negligent X Joint _____ Claim Abandoned _____

Respectfully submitted,



INVESTIGATOR - ALEXIS HOLMES

RECOMMENDATION:

Pay \$ 1,607.37 Adverse _____ Account charged: 1A01 _____ 2J01 X 2H01 _____

Claims Manager: _____ Concur/date _____

Committee Action: _____ Council Action _____

COUNCIL OF THE CITY OF ATLANTA
MUNICIPAL CLERK
City Hall
55 Trinity Avenue, S.W.
Atlanta, Georgia 30335

RE: CLAIM FOR DAMAGES

Today's Date: 10-20-2000

Holmes
11/02/00
Ph

Dear Municipal Clerk:

ENTERED - 11-2-00 - SB

0010681 - ALEXIS HOLMES

This is to notify the City of Atlanta that I have suffered damages in the amount sum of \$ 1,607.37 Car property and/or \$ N/A bodily injury for which I contend the City is liable.

1. Date of incident: 10-10-2000 2. Time of Incident: 4:30 PM 3. Police called: N/A
(month/day/ year) Yes No

4. Location of incident (including street address): ON Rosswell RD

5. Name of your insurance company: State Farm Policy No. T565801-002-118-1

6. State what and how incident occurred: Travelling up Rosswell RD going to Buckhead
Coming From work Right at Lee Burns + Rosswell
Rd Ran up on a manhole and hit it Blue out
my tire and bent my rim outside + inside.

7. ALL ESTIMATES AND DAMAGES ARE SUBJECT TO INSPECTION. THE MAKING OF FALSE CLAIMS WILL RESULT IN YOUR CLAIM BEING DENIED AND MAY RESULT IN CRIMINAL PROSECUTION!

8. The registered owner must make the claim for vehicle damages, complete the following and attach two (2) estimates of repair and proof of ownership of your vehicle (copy of the current tag receipt or title).

Your vehicle: ACURA 19-97 837GTB Edna Harden
(Make) (Year) (Tag Number) (Driver's Name)

City vehicle: _____
(Make) (City Driver's Name) (Department/Bureau)

9. Witness: Clara Bantiston 1052 Shasta, CT. Jonesboro Ga 30238
(Name) (Address) (Telephone Number)
770-909-0873

10. The acknowledgment of this claim in no way waives the Sovereign immunity of the City of Atlanta, as granted by State law, nor is it an admission of liability on behalf of the City of Atlanta and/or its employee(s).

11. This claim should be mailed immediately to the address shown above.

I HEREBY SWEAR OR AFFIRM THAT THE ABOVE INFORMATION IS TRUE AND CORRECT.

Edna Harden
Signature of Claimant

Edna Harden
(Print Claimant's Name)

1052 Shasta, CT. Jonesboro, Ga 30238
(Address)

Jonesboro, Ga. 30238
(City, State and Zip Code)

404-250-3356 770-909-0873
(Work Number) (Home Number)

01-R-0400